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PATENT APPLICATION
Docket No. 7678.585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
)
	Bruce S. McLean, et al.)
)
Serial No.:	10/044,346) Art Unit
) 2873
Filed:	January 11, 2002)
)
Confirmation No.	9698)
)
For:	OPTICAL LENS USED TO)
	FOCUS LIGHT)
)
Examiner:	Alicia M. Harrington)

PETITION UNDER C.F.R. § 1.313(c) (3) TO
WITHDRAW APPLICATION FROM ISSUANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.313(c)(3), applicant hereby petitions to withdrawal from issuance United States Patent Application Serial No. 10/044,346, for which the issue fee is due January 5, 2005. Enclosed is PTO Form 2038 in the amount of \$400.00 as set forth in 37 C.F.R. § 1.17(h) for filing this Petition under 37 C.F.R. § 1.313(c) (3), to withdrawal this application from issuance. The Commissioner is hereby authorized to charge any additional fees

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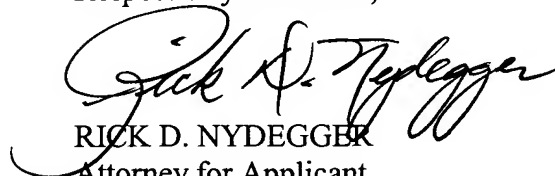
or credit any overpayment in regard to this matter to Deposit Account No. 23-3178. Triplicate copies of this authorization are enclosed.

The basis for this petition is to correct typographical errors in the claims and to ensure that the Information Disclosure Statement filed November 3, 2004 is considered. In order to formally re-open prosecution, Applicants also submit herewith a Request For Continued Examination filed pursuant to 37 CFR § 1.114, together with the required filing fee.

In view of the foregoing, applicant respectfully requests that this petition to withdrawal application from issuance be granted, and that the application be abandoned in favor of the Request For Continued Examination filed concurrently herewith.

Dated this 4th day of February, 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Rick D. Nydegger", is written over the typed name.

RICK D. NYDEGGER
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KCS0000004257V001